

Serial No. 09/893,790
Docket No. YOR920010317US1
(YOR.293)

10

REMARKS

Claims 2-5, 7-23, 32, 34, 36, 37, and 39 are all the claims presently pending in the application.

Entry of this Amendment is proper because it does not raise any new issues requiring further search by the Examiner, narrows the issues on appeal, **and is believed to place the present application in condition for immediate allowance.**

Applicants gratefully acknowledge that rewriting **claim 4** in independent form, including the features of claim 6, and the features described in the specification at page 14, lines 89, **would place the application in condition for allowance**, as approved by the Examiner's Supervisory Patent Examiner (see Examiner's facsimile dated September 12, 2005, which was faxed to Applicants' representative on September 13, 2005).

STATEMENT OF THE SUBSTANCE OF THE TELEPHONIC INTERVIEWS

Applicants' representative thanks Examiner Chang for courtesies extended in the telephonic interviews conducted on August 18, 2005, September 2, 2005, September 9, 2005, and September 13, 2005. Applicants submit this Statement to comply with the requirements of M.P.E.P. § 713.04.

In the interview, the features of claims 4, 6, 14, and 39, and the subject matter disclosed at page 14, lines 8-9 of the present application, were discussed.

Applicants argued that the features of claims 4, 14, and 39 were not disclosed or suggested by the prior art of record, and therefore, proposed rewriting claim 4 in independent form.

Serial No. 09/893,790
Docket No. YOR920010317US1
(YOR.293)

11

The Examiner provided a facsimile dated September 12, 2005, in which the Examiner stated that the proposed amendment (rewriting claim 4 in independent form) was not deemed to place the application in condition for allowance.

However, the Examiner kindly attached an Examiner's Proposed Amendment which was approved by the Examiner's Supervisory Patent Examiner to place the application in condition for allowance.

Applicants gratefully acknowledge that rewriting **claim 4** in independent form, including the features of claim 6, and the features exemplarily described in the specification at page 14, lines 89, **would place the application in condition for allowance**, as approved by the Examiner's Supervisory Patent Examiner (see Examiner's facsimile dated September 12, 2005, which was faxed to Applicants' representative on September 13, 2005).

Accordingly, while Applicants believe that all of the claims are patentable over the cited reference, to speed prosecution and to place the application in condition for immediate allowance, claim 4 is rewritten in independent form, amended to incorporate the features of claim 6 and the features which are exemplarily described at page 14, lines 89, as proposed by the Examiner in the telephone interview conducted on September 13, 2005 and set forth in the facsimile of the Examiner's proposed amendment dated September 12, 2005. Thus, claim 4 should now be in condition for immediate allowance.

Also, Claims 2, 3, 5-10, 14, 18, 20, 22, and 36-39 have been amended merely to change their dependency from claim 1 to allowable claim 4. Thus, these claims also should be in condition for immediate allowance by virtue of their dependency from allowable claim 4.

Claims 32 and 34 also have been amended to recite all of the features of allowable claim 4. Thus, claims 32 and 34 also should be in condition for immediate allowance.

Serial No. 09/893,790
Docket No. YOR920010317US1
(YOR.293)

12

Claims 1, 6, 24-31, 33, 35, and 38 have been canceled without prejudice or disclaimer to the filing of a divisional application directed to the subject matter of these claims.

It is noted that the claim amendments are made only for more particularly pointing out the invention, and not for distinguishing the invention over the prior art, narrowing the claims or for any statutory requirements of patentability. Further, Applicants specifically state that no amendment to any claim herein should be construed as a disclaimer of any interest in or right to an equivalent of any element or feature of the amended claim.

CONCLUSION

In view of the foregoing, Applicants submit that claims 2-5, 7-23, 32, 34, 36, 37, and 39, all of the claims presently pending in the application, are patentably distinct over the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.


Serial No. 09/893,790
Docket No. YOR920010317US1
(YOR.293)

13

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Assignee's Deposit Account No. 50-0510.

Respectfully submitted,

Date: September 19, 2005



John J. Dresch, Esq.
Registration No. 46,672
Sean M. McGinn, Esq.
Registration No. 34,386

**MCGINN INTELLECTUAL PROPERTY
LAW GROUP, PLLC**

8321 Old Courthouse Road, Suite 200
Vienna, Virginia 22182-3817
(703) 761-4100
Customer No. 21254

CERTIFICATE OF TRANSMISSION

I certify that I transmitted via facsimile to (571) 273-8300 the enclosed Supplemental Amendment under 37 C.F.R. § 1.116 and Statement of the Substance of the Telephonic Interviews to Examiner Jungwon Chang on September 19, 2005.


John J. Dresch, Esq.
Registration No. 46,672
Sean M. McGinn, Esq.
Registration No. 34,386